

HINSHAW

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October 19, 2010

VIA ELECTRONIC FILING

Hon. Leonard B. Sand
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *Schwed, et al. v. GC Services, LP*
Docket No. 10-cv-07198

Your Honor:

We have been recently retained by Defendant, GC Services, LP ("GC"), in the above-referenced lawsuit, and write to respectfully inform the Court that the parties are actively discussing settlement and are optimistic that a settlement will soon be reached.

However, in view of the fact that the time for GC's response to the Complaint is due on October 22, 2010, we respectfully request an enlargement of time for GC to respond to the Complaint up through and including November 22, 2010, in order to preserve GC's right to assert its defenses in the event that the settlement is not finalized. No prior request for an enlargement of time has been made by GC. Plaintiff's counsel consents to this request.

We thank the Court for its consideration of this request.

Respectfully submitted,

HINSHAW & CULBERTSON LLP

/s/ Concepcion A. Montoya

Concepcion A. Montoya (CM-7147)

cc: M. Harvey Rephen, Esq. (Via Electronic Mail)

MEMO ENDORSED

Adjoining
Granted
So ordered
10/21/10
10/21/10